

February 12, 2013

The Marion County Council held its regularly scheduled meeting on Tuesday, February 12, 2013 at 9:00 A.M., in the City Council Chambers, City Hall Marion, South Carolina. Members present were Elista H. Smith, Chairperson; Buddy Collins, Vice Chairman; John Q. Atkinson, Jr., Allen W. Floyd, Simon Jenkins Thomas E. Shaw, and Milton W. Troy, II. Also present were G. Timothy Harper, Administrator; Kent M. Williams, Deputy Administrator; Charles L. McLain, III, County Attorney; and Sabrina Davis, Clerk to Council. A representative from the Star & Enterprise was present and duly notified.

Chairperson Smith called the meeting to order and asked Councilman Simon Jenkins to lead the Invocation, after which she welcomed visitors and read the Freedom of Information Announcement.

Motion was made by Mr. Collins, seconded by Mr. Jenkins, and carried unanimously, to approve as written, the minutes of the regular meeting held on January 24, 2013.

Motion was made by Mr. Atkinson, seconded by Mr. Shaw, and carried unanimously, to recess the regular meeting and open public hearing for Ordinance #2013-01.

The County Attorney opened the floor to the public for questions. There were no questions from the public regarding this ordinance.

Motion was made by Mr. Collins, seconded by Mr. Jenkins, and carried unanimously, to close the public hearing and reconvene the regular meeting.

The County Attorney stated that third reading for the Ordinance listed on the agenda as follows was ready: A. Third Reading of Ordinance #2013-01 To Provide for the Issuance and Sale of not Exceeding Ten Million One Hundred Thousand Dollars (\$10,100,000) General Obligation Bond or Bonds of Marion County, South Carolina,

To Prescribe the Purpose of Which the Proceeds of said Bond or Bonds Shall be Expended, to Provide for the Payment of said Bond or Bonds, and Other Matters Relating Thereto was ready:

The County Attorney told Council that item A. on the agenda; Third Reading of Ordinance #2013-01 To Provide for the Issuance and Sale of not Exceeding Ten Million One Hundred Thousand Dollars (\$10,100,000) General Obligation Bond or Bonds of Marion County, South Carolina, To Prescribe the Purpose of Which the Proceeds of said Bond or Bonds Shall be Expended, to Provide for the Payment of said Bond or Bonds, and Other Matters Relating Thereto was ready: Motion was made by Mr. Troy, seconded by Mr. Shaw, and carried unanimously, to approve third reading of Ordinance #2013-01.

There were no reports given by Committee #1 or Committee #2.

Mrs. Elizabeth Hammond with the Marion County Beautification Commission appeared before Council to present information in reference to County Ordinances and fines. Mrs. Hammond stated that Judge Dan Barker was the speaker at their February 5th meeting and presented a few recommendations to the commission. She stated that the commission would like to review and assess current ordinances to ensure that County Ordinances, fine amounts are at the maximum allowed by State Laws. Also, assess the County's needs to ensure that new ordinances are adopted to remedy issues that are currently unaddressed etc. Mrs. Hammond told Council that their major project has been the countywide clean up day. She stated that the commission is in the process of starting a recycling project. Chairperson Smith thanked Mrs. Hammond for her presentation.

Motion was made by Mr. Troy, seconded by Mr. Jenkins to comply and review the request from the Marion County Beautification Commission in reference to the County Ordinances and fines that are allowed by State Laws. Chairperson Smith called for the vote, while five members (Mr. Troy, Mr. Jenkins, Mr. Atkinson, Mr. Collins, and Mr. Shaw) voted in favor of the motion. (Mr. Floyd) voted against the motion. The motion carried unanimously.

The County Attorney had nothing to report.

The Administrator updated Council on the New County Administration Complex. Mr. Harper told Council that he would be meeting with Judge Pogue and Mrs. Sherry Rhodes to finalize the details on the Family Court and the Clerk of Court. Mr. Harper passed out copies of a letter he received from Judge Pogue in reference to the Family Court.

The Administrator updated Council on the Capital Sales Tax. Mr. Harper told Council that the GO Bond bid packages have been sent out to the banks. He stated that the

workshop for contractors and vendors is scheduled for Tuesday, February 19th from 6:00-8:00 p.m. at the C.D. Joyner Auditorium.

The Administrator told Council that he has talked with Mr. Jody Munnerlyn who is the architect for the Courthouse and the Archives building. He stated that the engineers will be finalizing the Courthouse plans in March. The project will be bid out in April.

The Administrator told Council that he has received a request from Ms. Victoria Belin with First Steps requesting office space at the Marion County Administration Building. Mr. Harper stated that they are requesting two offices and a meeting area. The County would have to provide the utilities and they would provide internet and phone costs. Mr. Harper asked Council if they would table this said matter until he check to see if other sites are available.

The Administrator mentioned to Council that a reception honoring Mr. John Hughes will be held on Tuesday, February 19th from 5:30-6:15 p.m. at the Marion County School District Office.

The Administrator asked Council's approval to proceed with the demolition of the Old Zion School building, and to clean off the property. Mr. Harper showed Council pictures of the old school building. He stated that once the property is cleared the County will use the equipment to put a walking trail in place. Motion was made by Mr. Collins, seconded by Mr. Floyd, and carried unanimously.

The Administrator reminded Council about the Mid-Winter Conference and Institute of Government that is schedule for Wednesday, February 20th and Thursday, February 21st in Columbia, South Carolina. The Legislative Reception will be held on Wednesday, February 20th at 5:30 p.m.

The Administrator mentioned to Council that the South Carolina Rural Summit sponsored by the SC Department of Commerce will be held in Aiken South Carolina on Sunday, March 3rd and Monday, March 4th.

The Administrator passed out a copy of a Legislative Alert from the SCAC in reference to the Flow Control. Mr. Harper advised Council to contact Senate Members regarding H. 3290-Flow Control. Senator Williams told Council that the Senate Medical Affairs Subcommittee hearing on Flow Control will be held on Wednesday, February 13th at 10:00 a.m.

Motion was made by Mr. Troy, to present a resolution/proclamation to the appropriate committee opposing bill H. 3290-Flow Control. The motion was seconded by Mr. Floyd, and carried unanimously.

Mr. Doug Hooks with Marco Rural Water presented checks to the Marion County Sheriff's Department and EMS for their assistance. Mr. Hooks thanked Council for their support. He also wanted to thank Mr. Donald Bryant and his staff.

The County Attorney asked Council's approval on an Inducement Resolution Providing a Fee-In-Lieu of Tax Agreement between Marion County and Project Essen. Mr. McLain told Council that this Inducement Resolution does not include any special source revenue credit. He stated that they are only asking for a fee-in-lieu of tax. Mr. McLain read into the record paragraph (3) of the resolution. Whereas: the project is anticipated to result in an investment of approximately \$54,000,000. He also read sections 1, 2, 3, 4, 5, and 6. Motion was made by Mr. Atkinson, seconded by Mr. Troy, and carried unanimously. (A copy of the resolution will be attached to the original minutes).

Motion was made by Chairperson Smith, seconded by Mr. Floyd, and carried unanimously to adopt a resolution for Mr. John Hughes for his prestige position with the South Carolina School Board.

Mr. Shaw asked Mr. Harper if he would add Chester Court to the list of roads to be rocked.

Mr. Troy mentioned to Council that February is Black History Month. Mr. Troy asked Mr. Harper about the status of the Marion County Human Relations Commission. Mr. Harper stated that Ms. Ogleretta White will be the liaison for this project.

Mr. Troy asked Council to adopt a proclamation recognizing February as Black History Month. Motion was made by Mr. Atkinson, seconded by Mr. Jenkins, and carried unanimously.

The Administrator told Council that Environmental Service will be on the setoff debt collection this year.

Motion was made by Mr. Collins, seconded by Mr. Jenkins, and carried unanimously, to go into executive session for an economic development matter.

Motion was made by Mr. Collins, seconded by Mr. Shaw, and carried unanimously, to close executive session and reopen the regular scheduled meeting. Chairperson Smith stated that no action was taken during executive session called for an economic development matter.

There being no further business to discuss, motion was made by Mr. Collins, seconded by Mr. Jenkins, to adjourn the meeting at approximately 10:30 A.M.

Elista H. Smith, Chairperson

Buddy Collins, Vice Chairman

John Q. Atkinson, Jr.

Allen W. Floyd

Simon Jenkins, Chaplain

Thomas E. Shaw

Milton W. Troy, II

G. Timothy Harper, Administrator

Charles L. McLain, III, County Attorney

Sabrina Davis, Clerk to Council